

JIM B. BUTLER (Nevada Bar No. 8389)
MICHAEL R. McCARTHY (Nevada Bar No. 9345)
PARSONS BEHLE & LATIMER
50 West Liberty Street, Suite 750
Reno, NV 89501
Telephone: (775) 323-1601
Facsimile: (775) 348-7250
E-mail: JButler@parsonsbehle.com
MMccarthy@parsonsbehle.com
ECF@parsonsbehle.com

FRANCIS M. WIKSTROM (*Pro Hac Vice*)
MICHAEL L. LARSEN (*Pro Hac Vice*)
JEFFREY J. DROUBAY (*Pro Hac Vice*)
PARSONS BEHLE & LATIMER
201 South Main Street, Suite 1800
Salt Lake City, UT 84111
Telephone: (801) 532-1234
Facsimile: (801) 536-6111
E-mail: FWikstrom@parsonsbehle.com
MLarsen@parsonsbehle.com
JDroubay@parsonsbehle.com

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

SOUTH FORK BAND COUNCIL OF
WESTERN SHOSHONE OF NEVADA;
TE-MOAK TRIBE OF WESTERN
SHOSHONE INDIANS OF NEVADA;
TIMBISHA SHOSHONE TRIBE;
WESTERN SHOSHONE DEFENSE
PROJECT; and GREAT BASIN
RESOURCE WATCH,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
THE INTERIOR; UNITED STATES
BUREAU OF LAND MANAGEMENT;
GERALD M. SMITH, District Manager,
Battle Mountain District Office,

Defendants,

and

BARRICK CORTEZ INC.,

Defendant-Intervenor.

Case No. 3:08-CV-00616-LRH-RAM

**WITHDRAWAL OF MOTION TO
SUPPLEMENT THE ADMINISTRATIVE
RECORD**

Judge: Larry R. Hicks

Magistrate Judge: Robert A. McQuaid, Jr.

1 Defendant-Intervenor Barrick Cortez Inc. ("Cortez") hereby submits this Withdrawal of
2 Motion. Cortez withdraws its Motion to Supplement the Administrative Record filed August 14,
3 2009 (docket nos. 114-15).

4
5 Dated and Respectfully Submitted, September 14, 2009,
6 PARSONS BEHLE & LATIMER

7 By: /s/ Michael R. McCarthy
8 Jim B. Butler, Nevada Bar No. 8389
9 50 West Liberty Street, Suite 750
10 Reno, NV 89501
11 Telephone: (775) 323-1601
12 Facsimile: (775) 348-7250
13 Email: JButler@parsonsbehle.com
14 ECF@parsonsbehle.com

15 Michael R. McCarthy, Nevada Bar No.
16 9345
17 Francis M. Wikstrom, (*pro hac vice*)
18 Utah Bar No. 3462
19 Michael L. Larsen, (*pro hac vice*)
20 Utah Bar No. 4069
21 Jeffrey J. Droubay, (*pro hac vice*)
22 Utah Bar No. 9119
23 201 South Main Street, Suite 1800
24 Salt Lake City, UT 84111
25 Telephone: (801) 532-1234
26 Facsimile: (801) 536-6111
27 Email: MMccarthy@parsonsbehle.com
28 FWikstrom@parsonsbehle.com
MLarsen@parsonsbehle.com
JDroubay@parsonsbehle.com
ECF@parsonsbehle.com

Attorneys for Defendant-Intervenor Barrick
Cortez Inc.

CERTIFICATE OF SERVICE

I hereby certify that on September 14, 2009, I electronically filed the foregoing
WITHDRAWAL OF MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD
with the Clerk of Court using the CM/ECF system which sent notification of such filing to the
following:

Henry Egghart, Nevada Bar No. 3401
630 East Plumb Lane
Reno, NC 89502
Telephone: (775) 333-5282
Facsimile: (303) 823-5732
Email: hegghart@nvbell.net

Roger Flynn (*pro hac vice*
application granted)
Jeffrey C. Parsons (*pro hac vice*
application granted)
WESTERN ACTION MINING
PROJECT
P.O. Box 349
440 Main Street, #2
Lyons, CO 80540
Telephone: (303) 823-5738
Facsimile: (303) 823-5732
Email: wmap@igc.org

Attorneys for Plaintiffs

Ty Bair
Trial Attorney
Sara E. Costello, Trial Attorney
Trial Attorney
United States Department of Justice
Environmental & Natural Resources
Division
General Litigation Section
P.O. Box 663
Washington, D.C., 20044-0663
Telephone: (202) 305-0476
Facsimile: (202) 305-0506
Email: tyler.bair@usdoj.gov
sara.costello@usdoj.gov

Gregory A. Bower
United States Attorney
Greg Addington
Nevada Bar No. 6875
Assistant United States Attorney
United States Attorney's Office
100 West Liberty Street
Suite 600
Reno, NV 89501
Telephone: (775) 784-5438
Facsimile: (775) 784-5181

Attorneys for Federal Defendants

/s/ Michael R. McCarthy